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IN THE BOARD OF SUPERVISORS
OF
CONTRA COSTA COUNTY, STATE OF CALIFORNIA

July 11, 1967

CONTRA COSTA COUNTY
PLANNING DEPARTMENT
Decision on
Appeal of W. C. Nuoffer, et al.
from Action of Board of Appeals
on Application No. 82-67 for
Land Use Permit, Lafayette Area.
Independent Construction Co. and
A. G. Lagiss, Applicants.

This being the time fixed for decision on the appeal of W. C. Nuoffer, et al. from the action of the Board of Appeals in denying his appeal and granting with conditions the application of Independent Construction Co. and A. G. Lagiss (82-67) to establish a quarry in the Lafayette area, and this Board having thoroughly discussed the matter and being fully advised in the premises:

Supervisor J. E. Moriarty moved that the appeal be denied and the permit granted with the following conditions:

1. The excavation slopes to be decreased to 1/34:1 and the top five (5) feet of the slopes to be rounded to a five horizontal to one vertical (5:1). No angular cuts and fills shall be established. All edges shall be rounded, tapered or feathered.
2. The top excavation be a minimum of ten (10) feet from the toe of the proposed State of California fill for Deer Hill Road Extension, which shall be used as a planting area.
3. The proposed level area indicated on the plan be split into two separate pads of approximate equal size at a thirty (30) foot difference in elevation. This will decrease the required excavation below Deer Hill Road Extension and substantially reduce the effective height of the slope.
4. Slope benches be provided at the midpoint of the excavations exceeding twenty (20) feet in height. These benches will be used for slope drainage and planting purposes. If excavated slopes are decreased to two to one, the benches may be eliminated.
5. In those areas requiring fill material, the fill shall be placed in accordance with the County Grading Ordinance.
6. Adequate dust control shall be maintained at all times, subject to the requirements of the County Health Department. Said control shall include the watering of all loaded trucks leaving the premises.
7. A planting program for erosion control and slope screening on all exposed slopes shall be submitted to the County Zoning Administrator for review and approval. The planting program shall commence as soon as excavation slopes are brought to final grade and shall continue until all quarry operations have terminated.

If at any time, the final grade as indicated on the plan and required by these conditions is not reached and the quarry operations have been terminated prior to December 31, 1970, the approved planting program shall be thereupon diligently pursued until certified as completed by the Zoning Administrator.

8. Hours of operation of equipment be limited to the following:

- a. Earth moving equipment: 6:00 a.m. to 8:00 p.m.
- b. Hauling from the site:† 8:30 a.m. to 4:00 p.m.
- c. Crusher operation: 9:00 a.m. to 3:30 p.m.
- d. No work other than maintenance of equipment shall take place on Sundays, New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving and Christmas.

† On to Pleasant Hill Road.

9. The County Grading Engineer shall review the quarry operations with the applicant every three months.

10. Any overburden disposal areas and placement of the overburden material shall be subject to inspection and approval by the County Grading Engineer.

11. Access to the quarry site from Pleasant Hill Road shall be opposite Stanley Boulevard at the location of the proposed Deer Hill Extension (sketch prepared by and on file in the Public Works Department).

12. No blasting shall be permitted on the premises.

13. The quarrying shall be conducted within the area indicated on the map submitted with the application.

14. All rock crushing equipment and other equipment used in the quarry operation shall be removed from the premises within 60 days of the permit expiration date.

15. This permit shall be subject to review by the Planning Commission two years from date of approval.

16. This permit shall expire on December 31, 1970 and shall not be renewable.

17. No material shall be brought to the site for processing.

18. Number of crushers at site shall be limited to one (1) unit (primary and secondary).

19. This permit is approved as per the plot plan submitted to the Planning Department on March 14, 1967 identified as the "Lagiss Quarry Plan," subject to the above listed conditions.

The motion died from lack of a second.

The Board then having discussed the matter, with particular attention being given to Condition No. 16, on motion of Supervisor A. M. Dias, seconded by Supervisor T. J. Coll, IT IS BY THE BOARD ORDERED that said appeal is DENIED and said permit is GRANTED with the aforesaid conditions as submitted, with the exception of No. 16 which is amended to read "This permit shall expire on December 31, 1970."

The foregoing order was passed by the following vote:

AYES: Supervisors James P. Kenny, Alfred M. Dias,
James E. Moriarty, Thomas John Coll,
Edmund A. Linscheid.

NOES: None.

ABSENT: None.

cc: Mr. Nuoffer
Mr. Lagiss
Independent Construction Co.
Building Inspection
Health Department
Planning

Public Works

CERTIFIED COPY

I certify that this is a full, true & correct copy of the original document which is on file in my office and that it was passed & adopted by the Board of Supervisors of Contra Costa County, California on the date shown. A. J. W. I. PAASCH county clerk & ex-officio clerk of said Board of Supervisors, by deputy clerk.

PLANNING COMMISSION MEMBERS

GEORGE H. KRUEGER, CONCORD
RICHARD D. HILDEBRAND, WALNUT CREEK
WILLIAM L. MILANO, PITTSBURGH
RICHARD J. JENA, EL SOBRANTE
ALBERT R. COMPAGLIA, MARTINEZ
ANDREW H. YOUNG, ALAMO
ARTHUR M. SHELTON, JR., RICHMOND

CONTRA COSTA COUNTY
PLANNING DEPARTMENT

COUNTY ADMINISTRATION BUILDING, NORTH WING
P O BOX 951
MARTINEZ, CALIFORNIA 94553
PHONE 228-3000

ANTHONY A. DELHAESUS
DIRECTOR OF PLANNING
EX-OFFICIO PLANNING
COMMISSION MEMBERS:
JOHN CLAUSEN
COUNTY COUNSEL
VICTOR W. SAUER
PUBLIC WORKS DIRECTOR

2/1 1974

I, James F. Beiden, Jr., Administrative Assistant, Planning Department, do hereby certify the microfilm herein to be a full, true and correct copy of the Land Use & Variance Application files made in the normal course of business of my office for the periods indicated on the documents.

J.F. Beiden, Jr.
James F. Beiden, Jr.
Administrative Assistant

I certify these documents were microfilmed under my direction and control on this day of 2/1, 1974.

Lynn A. Freeman
COORDINATOR OF MICROFILM SERVICES

Judy K. Severied
CAMERA OPERATOR

82-67
3-14-67
April 12, 1967

INDEPENDENT CONST. CO. & A.G. LAGISS 638-6375

use for material removal
283-8500
Anthony G. Lagiss
P. O. Box 222, Lafayette, California

PERMIT NO. A-0 232-150-001

REQUEST: *To establish a quarry*

SECTION 8158
TITLE 8 DIVISION 1 CHAPTER 2
DESCRIPTION OF PROPERTY: *a descriptive parcel located at the northwest corner of Pleasant Hill Road and the State Parkway*

EXPLAIN FULLY OWNERSHIP INVOLVED OR REASON FOR THIS APPLICATION
Lafayette area
This quarry permit is requested to apply with the grading permit already issued (No. 1297) for the purpose of removing material from the hills to create building sites for future buildings. Request the permit to be for a length of five years in order to amortize the expense of preparations of site and equipment necessary for removal of material.

I certify that the above statements are correct
Anthony G. Lagiss
Signature of Owner

INDEPENDENT CONSTRUCTION CO.
Adm. Cosker Pres.
Signature of Applicant

Submit with a check or money order in the amount of \$100.00 payable to the order of Contra Costa; also a detailed plan on the attached sheet

CONTRA COSTA COUNTY PLANNING DEPT.
COUNTY ADMINISTRATION BLDG.
P.O. BOX 901, MAYFIELD
CALIF. 94554

6340500

Helmut Tschjick